

THE HONORABLE TIFFANY M. CARTWRIGHT

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON AT TACOMA

TRINA CHRISTIE, in her Personal Capacity
and as Personal Representative of the Estate of
ANTHONY R. CHRISTIE, deceased; C.C., a
minor, in his personal capacity,

Plaintiffs,

v.

STATE OF WASHINGTON, DEPARTMENT
OF CORRECTIONS; JULIE MARTIN; ROB
HERZOG; KEVIN BOVENCAMP; MARY JO
CURREY; JACK WARNER; CHRISTOPHER
HALLGREN; STEFAN ROSE; KODY
ANGELL; JOHN GEISLER; RADU
MURESAN; WILLIAM HALL; DIANNA
MULL; ARBEN KULLOJKA; VALARIE
HERRINGTON; TROY BUSHEY; AREIG
AWAD; JACOB MILLER; ELAINE
GRAVATT; and JOHN DOES 1-20,

Defendants.

NO. 3:22-cv-05692-TMC

SECOND STIPULATED MOTION TO
CONTINUE CERTAIN PRE-TRIAL
DEADLINES AND ORDER

NOTE ON MOTION CALENDAR:
MARCH 4, 2024

I. STIPULATION

For good cause shown and pursuant to Federal and Local Rule of Civil Procedure 16(b)(6),
all Parties to this matter respectfully and jointly move the Court for entry of an order striking the
previously set pretrial dates, to be reset, while maintaining the existing trial date.

SECOND STIPULATED MOTION TO CONTINUE CERTAIN PRE-TRIAL
DEADLINES AND ORDER - 1
Case No. 3:22-cv-05692-TMC

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1 With the Court's consent, and upon a showing of good cause, the Court may modify the
2 deadlines in the scheduling order. Fed. R. Civ. P. 16(b)(4); *see also* LCR 16(b)(6). The "good
3 cause" standard primarily considers the diligence of the party seeking the amendment—the court
4 may modify the pretrial schedule if it cannot reasonably be met despite the diligence of the
5 parties seeking the extension. *See Johnson v. Mammoth Recreations, Inc.*, 975 F.2d 604, 609 (9th
6 Cir. 1992) (citing Fed. R. Civ. P. 16 advisory committee's notes (1983 amendment)). Although
7 the existence or degree of prejudice to the opposing party might supply additional considerations
8 for a motion to modify, the focus remains on the moving party's reasons for seeking
9 modification. *Id.* at 609.

10 For good cause shown and pursuant to the Court's Scheduling Order (Dkt. #33) and the
11 Order Setting Jury Trial and Pretrial Dates (Dkt. 51), all parties to this matter stipulate as follows:

12 1. As of the date of this stipulated motion, six depositions have been taken, written
13 discovery has been exchanged, a stipulated Protective Order has been entered, and the production
14 of responses and documentary materials is underway. Additional depositions are scheduled and
15 pending scheduling, with an understanding that depositions will be substantially completed by the
16 end of March 2024.

17 2. Under the current case schedule, expert disclosures are due on March 11, 2024, and
18 the discovery cutoff is May 17, 2024. While discovery is proceeding, it has been slowed by both
19 parties' active and heavy trial schedules. There also exists a need for additional and continued
20 discovery and the experts in this matter will need additional time to complete their reports.

21 3. Extending the expert disclosure deadline will make it difficult to maintain the
22 remaining dates on the case schedule order, including the completion of discovery, expert-related
23 motions, and the ability to evaluate the case for potential pretrial mediation.

24 4. The Parties, having consulted about their schedules to determine mutual

availability, therefore, respectfully request to amend the dates and deadlines on the current case schedule as follows:

EVENT	CURRENT DEADLINE	NEW DEADLINE
Expert Disclosures	March 11, 2024	April 19, 2024
Rebuttal Expert Disclosures	April 8, 2024	May 8, 2024
All motions related to discovery must be filed by	April 19, 2024	May 24, 2024
Discovery Deadline	May 17, 2024	June 7, 2024

5. By so stipulating, neither Plaintiff nor Defendants consent to discovery above or beyond those permitted by the Federal Rules of Civil Procedure or this Court's Local Rules. Based upon the stipulation and agreements set forth above, the parties stipulate to the filing of the Agreed Order below.

IT IS SO STIPULATED THROUGH COUNSEL OF RECORD.

DATED this 6th day of March, 2024.

GALANDA BROADMAN, PLLC
*I certify that this memorandum contains
 514 words, in compliance with the Local
 Civil Rules.*

s/ Ryan D. Dreveskracht
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Attorneys for Defendants

ORDER

Pursuant to the Stipulation above, the Court orders that the deadlines be extended to reflect the following dates, as agreed by the Parties:

EVENT	NEW DEADLINE
Expert Disclosures	April 19, 2024
Rebuttal Expert Disclosures	May 8, 2024
All motions related to discovery must be filed by	May 24, 2024
Discovery Deadline	June 7, 2024

DATED this 6th day of March, 2024.



Tiffany M. Cartwright
United States District Judge